



D. J. GALLAGHER  
#3 1-18-2643  
Patent  
252/173  
TDS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: ) Group Art Unit: 2743 ✓  
Jonathan Strietzel ) Examiner: not yet assigned  
Serial No.: 09/585,460 ✓ )  
Filed: June 1, 2000 )  
For: METHOD AND APPARATUS FOR )  
TELECOMMUNICATIONS )  
ADVERTISING )

RECEIVED  
JAN 18 2001  
Technology Center 2600

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
Washington, D.C. 20231

Sir:

In accordance with 37 C.F.R. §§ 1.97 and 1.98, the items identified in this Information Disclosure Statement ("IDS") are brought to the attention of the Office. The items are listed on the attached form PTO-1449 and copies are enclosed for the convenience of the Examiner.

The items identified in this IDS may or may not be "material" pursuant to 37 C.F.R. § 1.56. The submission thereof by Applicant is not to be construed as an admission that any such patent, publication or other information referred to therein is material or considered to be material (37 C.F.R. § 1.97(h)), or even qualifies as "prior art" 35 U.S.C. § 102 with respect to this invention unless specifically designated by Applicant as such.

INFORMATION DISCLOSURE STATEMENT FILING PROVISION:

This IDS is believed to be timely in that it is being submitted under 37 CFR § 1.97(b), that is within (1) three months of the filing date of the application, which is not a continued prosecution application filed under 37 CFR § 1.53(d); or (2) entry of the national stage as set forth in 37 CFR § 1.491; or (3) before the mailing of a first Office action on the merits; or (4) before the mailing of a first Office action after filing a request for continued examination under 37 CFR § 1.114. Thus, no fee is required. However, if the undersigned is in error in this regard, then Applicant respectfully requests that the Office consider this IDS as filed under 37 CFR §§ 1.97(c), if applicable, and charge the fee due 37 CFR § 1.17(p), if no statement under 1.97(e) is included, to the deposit account referenced below.

CERTIFICATE OF MAILING (37 C.F.R. § 1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231.

1/4/01  
Date of Deposit

*Diana Neuner*  
Name of Person Mailing Paper

*Diana Neuner*  
Signature of Person Mailing Paper

This IDS is being submitted under 37 CFR § 1.97(c), that is after mailing of a first Office action on the merits, but before a Final Action under 37 CFR § 1.113, a Notice of Allowance under 37 CFR § 1.311, or another action that closes prosecution in the application.

A statement under 37 CFR § 1.97(e) is included below, thus no fee is required. In the event that this IDS may not be filed under 37 CFR § 1.97(c), then Applicant respectfully requests that the Office consider the filing of these papers under 37 CFR § 1.97(d), if applicable, and charge any fees due to the deposit account referenced below.

The fee due under 37 CFR § 1.17(p) is submitted herewith.

This IDS is being submitted under 37 CFR § 1.97(d), that is after a Final Action under 37 CFR § 1.113, or a Notice of Allowance under 37 CFR § 1.311, but on or before payment of the issue fee. A statement under 37 CFR § 1.97(e) is included below, and the fee due under 37 CFR § 1.17(p) is submitted herewith.

**STATEMENT UNDER 37 CFR § 1.97(e):**

Each item contained in this IDS was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS.

No item contained in this IDS was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this statement after making reasonable inquiry, no item of information contained in this IDS was known to any individual designated in 37 CFR § 1.56(c) more than three months prior to the filing of this IDS.

**PAYMENT AND/OR AUTHORIZATION TO CHARGE FEES:**

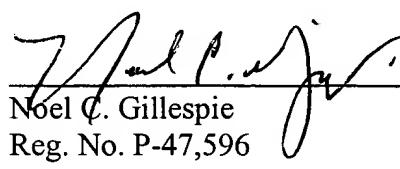
A check in the amount \_\_\_\_\_ is enclosed for the above fee(s).

The Commissioner is hereby authorized to charge any fees required with this IDS, not covered in whole or part by any attached check, and to credit any overpayment of fees to Lyon & Lyon's Deposit Account No. 12-2475.

Respectfully submitted,

LYON & LYON LLP

Dated: January 4, 2001

By:   
Noel Q. Gillespie  
Reg. No. P-47,596

633 West Fifth Street, Suite 4700  
Los Angeles, California 90071-2066  
Phone (858) 552-8400  
Fax (213) 955-0440